## **Order**

V

## Michigan Supreme Court Lansing, Michigan

October 26, 2009

Marilyn Kelly, Chief Justice

138820

Michael F. Cavanagh Elizabeth A. Weaver Maura D. Corrigan Robert P. Young, Jr. Stephen J. Markman Diane M. Hathaway, Justices

PEOPLE OF THE STATE OF MICHIGAN, Plaintiff-Appellee,

SC: 138820 COA: 273684

Muskegon CC: 05-052051-FH

LEE MICHAEL STERHAN, Defendant-Appellant.

On order of the Court, the application for leave to appeal the March 12, 2009 judgment of the Court of Appeals is considered, and it is DENIED, because we are not persuaded that the questions presented should be reviewed by this Court.

KELLY, C.J., would grant leave to appeal for the reasons set forth in her opinion in *People v Idziak*, 484 Mich 549 (2009).



I, Corbin R. Davis, Clerk of the Michigan Supreme Court, certify that the foregoing is a true and complete copy of the order entered at the direction of the Court.

October 26, 2009

Clerk